

Arrest on Out-of-District Offense

UNITED STATES DISTRICT COURT FILED**SOUTHERN DISTRICT OF CALIFORNIA****ARREST ON OUT-OF-DISTRICT OFFENSE**

MAY 08 2008

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *[Signature]*
DEPUTYMagistrate Case Number: 08 MJ 1443

The person charged as Neal B. Limtiaco now appears before this United States District Court for an initial appearance as a result of the following charges having been filed in the United States District Court for the _____ District of Kansas with conspiracy to distribute and possess with the intent to distribute more than 100 kg of marijuana, in violation of Title 21 U.S.C. section 846

The charging documents and the warrant of the arrest of the defendant which was issued by the above United States District Court are attached hereto.

I hereby swear under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information and belief.

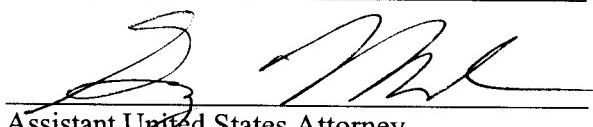
DATED: 5/8/08

P.G. Garn

(Name)

Deputy United States Marshal
U. S. Postal Inspector

Reviewed and Approved:

Dated: 5/8/08


Assistant United States Attorney

AO 442 (Rev. 10/03) Warrant for Arrest

United States District Court

SEALED

DISTRICT OF

Kansas

UNITED STATES OF AMERICA

v.

WARRANT FOR ARREST

NEAL B. LIMTIACO

CASE NUMBER: 08-20048-02 CM/DJW

 UNITED STATES DISTRICT COURT
 APR 25 2008
 DISTRICT OF KANSAS
 (KANSAS CITY OFFICE)

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest NEAL B. LIMTIACO

Name _____

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

Indictment Information Complaint Order of Court Probation Violation Petition Supervised Release Violation Petition Violation Notice

charging him or her (brief description of offense)

Conspiracy to distribute and PWID more than 100 kilograms of Marijuana

in violation of 21

United States Code, Section(s) 846

Timothy M. O'Brien

Name of Issuing Officer

Clerk of Court

Title of Issuing Officer

Timothy M. O'Brien

Signature of Issuing Officer

Date and Location

RETURN

This warrant was received and executed with the arrest of the above-named defendant _____

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
25 Apr 08		
DATE OF ARREST		

FILED

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS
(KANSAS CITY DOCKET)**

UNITED STATES OF AMERICA

Plaintiff,

v.

**GLENN J. DAMATO,
NEAL B. LIMTIACO,
and
LEON B. LIVINGSTON**

Defendants.

By: Kovensky

APR 24 2008

DISTRICT OF KANSAS

KANSAS CITY OFFICE

25 2008

CM/AD

Clark, U.S. District Court
Deputy Clerk
UNITED STATES MARSHAL

UNDER SEAL

INDICTMENT

The Grand Jury charges:

COUNT 1

From in or about December, 2003, the exact date being unknown to the Grand Jury, and continuing to in or about March 30, 2006, in the District of Kansas and elsewhere, the defendants,

**GLENN J. DAMATO,
NEAL B. LIMTIACO,
and
LEON B. LIVINGSTON,**

did knowingly, and intentionally combine, conspire, confederate and agree together with each other and with other persons, both known and unknown to the Grand Jury, to intentionally distribute and possess with intent to distribute 100 kilograms or more of a mixture and substance containing marijuana, a controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B)(vii). This was in violation of

U.S. DISTRICT COURT
DISTRICT OF KANSAS

I hereby certify that
the foregoing is a true copy
of the original on file in
this court and cause
TIMOTHY M. O'BRIEN, Clerk

By: mtemod
Dated: 4-24-08

SEALED
SEALED

SCANNED

Title 21, United States Code, Section 846.

FORFEITURE ALLEGATION

As a result of committing one or more of the controlled substance offenses alleged in Count 1 of this Indictment, defendants Glenn J. Damato, Neal B. Limtiaco and Leon B. Livingston, shall forfeit to the United States pursuant to 21 U.S.C. § 853, and 18 U.S.C. § 982, any and all property constituting or derived from any proceeds the said defendant(s) obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Count 1 of this Indictment, including but not limited to the following:

1. REAL PROPERTY

Lot 28 of Stonebrook Subdivision, being a subdivision of part of the North 1/2 of the Northwest 1/4 of the Northeast 1/4 of Section 20, Township 42 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois; more commonly known as 3155 Kay Jay Drive, Northbrook, Illinois 60062;

2. CASH PROCEEDS

Approximately \$1,328,000.00 in United States currency, in that such sum in aggregate was received in exchange for the distribution of controlled substances to wit: Marijuana, a Schedule I controlled substance, or is traceable thereto.

3. SUBSTITUTE ASSETS

If any of the above-described forfeitable property, as a result of any act or omission of the defendant(s):

- (1) cannot be located upon the exercise of due diligence;

- (2) has been transferred or sold to, or deposited with, a third person;
- (3) has been placed beyond the jurisdiction of the Court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of said defendant(s) up to the value of the above forfeitable property, all in violation of Title 21, United States Code, Sections 841(a)(1) and 853.

A TRUE BILL.

Dated: 4/23/01

FOREPERSON

For: David C. Smith
ERIC F. MELGREN
United States Attorney
District of Kansas
1200 Epic Center
301 North Main
Wichita, Kansas 67202
Ks. S. Ct. No. 12430

(It is requested that trial of the above captioned case be held in Kansas City, Kansas.)

The Court acknowledges the return of this indictment in open court.

John W. Swart
UNITED STATES DISTRICT JUDGE

Penalties:

Count 1: Conspiracy to distribute and PWID more than 100 kilograms of marijuana-Title 21, United States Code, Sections 841(a)(1), (b)(1)(B)(vii). All in violation of Title 21, United States Code, Section 846.

- NLT 5 years, NMT 40 years imprisonment;
- NMT a \$2,000,000 fine;
- NLT 4 years S.R.;
- \$100 special assessment fee.

If the defendant has a prior drug felony, then:

- NLT 10 years, NMT life imprisonment;
- NMT a \$4,000,000 fine;
- NLT 8 years S.R.;
- \$100 special assessment fee.